

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
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DATE FILED: 1-29-20

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JAVIER MONGE,

Plaintiff,

-against-

MIDTOWN TRACKAGE VENTURES,
LLC,

Defendant.
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1:18-cv-11087 (ALC)

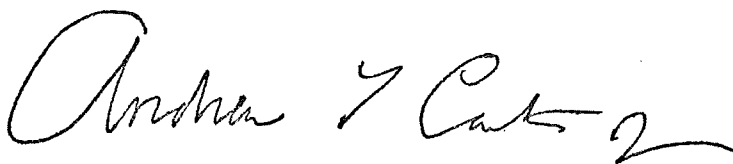
ORDER OF DISMISSAL

ANDREW L. CARTER, JR., United States District Judge:

On November 5, 2018, the Court ordered Plaintiff to show cause by December 5, 2019 as to why this action should not be dismissed without prejudice for failure to prosecute the case pursuant to Fed. R. Civ. P. 41(b). ECF No. 8. Such showing was not made. Accordingly, this case is dismissed without prejudice for failure to prosecute pursuant to Fed. R. Civ. P. 41(b). *See LeSane v. Hall's Sec. Analyst, Inc.*, 239 F.3d 206, 209 (2d Cir. 2001) (“[I]t is unquestioned that Rule 41(b) also gives the district court authority to dismiss a plaintiff’s case sua sponte for failure to prosecute . . .”).

SO ORDERED.

Dated: January 29, 2020
New York, New York



ANDREW L. CARTER, JR.
United States District Judge